

Westborough Planning Board
Application for Special Permit
Earth Moving and Clearing of Property

Draft of Legal Notice

Application has been made by:

Name: _____

Address: _____

Pursuant to MGL Chapter 40A, Section 9, and Section 4100 of the Zoning By-Laws of the Town of Westborough for an Earth Moving and Clearing of Property Special Permit.

The location of the property within the Town of Westborough to which this application applies is:

more particularly being defined as parcel # _____ map # _____ of the Assessors' Maps on file in the Office of the Board of Assessors.

TYPE OF MATERIAL TO BE MOVED: _____

AREA TO BE CLEARED OR DISTURBED IN SQ/FT: _____

AMOUNT OF MATERIAL TO BE MOVED: _____

ROUTE OVER WHICH HAULING WILL OCCUR: _____

FINAL DESTINATION OF MATERIAL MOVED: _____

The public hearing to consider the above petition will be held in the Office of the Planning Board:

Time: _____

Date: _____

WESTBOROUGH PLANNING BOARD

Mark Silverberg, Chairman
Hazel Nourse, Vice-Chairman
Peter Bouchard
Jon Pezzoni

Westborough Planning Board
Application for Special Permit
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Filing Fee - \$100

General 4100: Earth moving of (500) cubic yards or more of material or clearing activity that disturbs an area of 20,000 square feet or more within any twelve (12) month period. Sections 4111-4114 shall be deemed exemptions from these provisions.

1. Applicant shall become familiar with Section 4100 of the Westborough Zoning Bylaws, a copy of which is attached to this application.
2. Application shall be filled out by the applicant and filed with the Planning Board with the following:
 - a. Filing fee of \$100.00 (non-refundable)
 - b. Eleven (11) copies of plan of land prepared in accordance with the requirements of Section 4100.
 - c. Certified list of abutters obtained from the Westborough Board of Assessors.
3. After review of the plans by the Planning Board for conformance with the Zoning Bylaws, the Planning Board will establish a public hearing date. This should be at least three (3) weeks from date of application to allow time for Legal Ad.
4. Legal Ad: Notice of the public hearing shall be posted in a paper of general circulation as required by Mass General Laws, Chapter 40A, Section 11. The ad shall include name of the applicant, description of the area or premises including a street address, if any, or other adequate identification of the location of the area of premises, the subject matter, date, time and place of the hearing and the nature of the action requested. Copy shall be submitted to the Planning Board for approval including final editing and establishment of the date of public hearing prior to publication. Publication arrangements and costs shall be borne by the applicant.
Ad is to be run two (2) consecutive weeks, the first to be at least fourteen (14) days before the hearing date, not including the date of the hearing.
5. Notice of public hearing shall be mailed "Certified Mail, Return Receipt Requested" to parties of interest which shall include: abutters, owners of land directly opposite on any public or private street or way, owners of land within three hundred feet of the property line, abutting Towns and appropriate State agencies as certified by the Westborough Board of Assessors. The applicant shall provide proof of notification by certified mail receipt.
6. Earth moving/clearing activities governed by this Special Permit and Section 4100 of the Westborough Zoning By-Laws shall not commence until the necessary Special Permit has been granted.
7. Should there be any questions regarding this application or the application process, please call the Planning Board at (508) 366-3055.



TOWN OF WESTBOROUGH MASSACHUSETTS

OFFICE OF THE PLANNING BOARD
Tel. (508) 366-3055

Forbes Municipal Building
45 West Main Street
Westborough, MA 01581

CASE# _____

Notice of Special Permit

(General Laws Chapter 40A, Section 9)

Notice is hereby given that a Special Permit has been GRANTED/DENIED

To _____

Address _____

by the Westborough Planning Board affecting the rights of the owner with respect to the use of the premises
on _____

The record title standing in the name of _____

whose address is _____

by a deed duly recorded in the Worcester County Registry of Deeds in Book _____

Page _____ Date Recorded _____.

The decision of said Board is on file with other documents in the office of the Town Clerk in Westborough.
Restrictions to the Special Permit are also on file.

Appeals, if any, shall be made pursuant to Chapter 40A, Section 17, and shall be filed within 20 days after the date
of the filing of such notice in the office of the Town Clerk.

Signed this _____ day of _____.

WESTBOROUGH PLANNING BOARD

by _____

Chairman to Planning Board

CERTIFICATE BY THE TOWN CLERK FOR FILING OF THE DECISION IN THE REGISTRY

This is to certify that twenty (20) days has elapsed since filing of the above decision with this office and no appeal
has been filed in this office, or that the appeal of _____ Docket No. _____
filed with the _____ Court has been dismissed/denied and is recorded
in the _____ Registry of Deeds, Book _____ Page _____.

Attest:

Town Clerk/Assistant Town Clerk, Westborough, Massachusetts